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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/613,499	07/03/2003	Hugh Herr	H-18	4424
21253	7590	12/26/2007	EXAMINER	
CHARLES G. CALL 215 W. HURON ST APT 2 CHICAGO, IL 60610-3331			ART UNIT	PAPER NUMBER

DATE MAILED: 12/26/2007

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10613499	7/3/03	HERR, HUGH	H-18

CHARLES G. CALL
215 W. HURON ST APT 2
CHICAGO, IL 60610-3331

EXAMINER

Javier G.. Blanco

ART UNIT

PAPER

~~3738~~ 3774 20071214
JB
DATE MAILED:

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Commissioner for Patents

DETAILED ACTION

Response to Amendment

1. The reply filed on October 19, 2007 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

- a. Claims 2, 4-8, 10, and 11 are withdrawn from consideration as being drawn to a non-elected species. Currently, the status identifier of said claims is: (Withdrawn). However, the text of said withdrawn claims was not included in the current copy of the claims. This does not comply with 37 CFR 1.121. The non-elected claims that are amended must have the status identifier (withdrawn) or (withdrawn-currently amended). The non-elected claims that are not amended must have the status identifier (withdrawn). Any new claims that are drawn to a non-elected invention must have the status identifier (new). The text of withdrawn claims must be included.
- b. New claims have been added to the application (see claims 12-25). As submitted in the Office Action mailed on July 25, 2005, if claims are added after the election, applicants must indicate which are readable upon the **elected** species. See MPEP § 809.02(a).

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Conclusion


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Javier G. Blanco whose telephone number is 571-272-4747. The examiner can normally be reached on M-F (9:00 a.m.-7:00 p.m.), first Friday of the bi-week off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Corrine McDermott can be reached on (571) 272-4754. The fax phone numbers for the organization where this application or proceeding is assigned is 571-273-8300 for regular communications and After Final communications. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0858.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

December 14, 2007

Javier G. Blanco



David H. Willse
Primary Examiner